

## DECLARATION FOR PATENT APPLICATION

Docket No: 6785-127

As a below named inventor, I/we hereby declare that:

My/our residence, post office address and citizenship are as stated below next to my/our name.

I/we believe I/we am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled A METHOD AND APPARATUS FOR AUTOMATIC GAIN CONTROL ON A TIME SLOT BY TIME SLOT BASIS

the specification of which (check one)

☒ is attached hereto.  
☐ was filed on \_\_\_\_\_ as  
Application Serial No. \_\_\_\_\_ and  
was amended on \_\_\_\_\_ (if applicable).

I/we hereby state that I/we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I/we acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Section 1.56(a).

I/we hereby claim foreign priority benefits under Title 35, United States Code 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed
_____	_____	_____	Yes No
(Number)	(Country)	(Day/Month/Year Filed)	
_____	_____	_____	Yes No
(Number)	(Country)	(Day/Month/Year Filed)	

I/we hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States application(s) listed below:

<u>60/175,352</u>	<u>January 10, 2000</u>	<u>Pending</u>
(Appln. Serial No.)	(Filing Date)	(Status-patent, pending, abandoned)

I/we hereby claim benefit under Title 35, United States Code §120 of any United States application, or §365(c) of any PCT International application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I/we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____	_____	_____
(Appln. Serial No.)	(Filing Date)	(Status-patent, pending, abandoned)

I/we hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made

Express Mail Label: EK 972214209US

with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I/we hereby appoint J. Rodman Steele, Jr., Registration No. 25,931; Gregory A. Nelson, Registration No. 30,577; Joseph W. Bain, Registration No. 34,290; Robert J. Sacco, Registration No. 35,667; Stanley A. Kim, Registration No. 42,730; Mark D. Passler, Registration No. 40,764; Steven M. Greenberg, Registration No. 44,725; Neil R. Jetter, Registration No. 46,803; and Pablo Meles, Registration No. 33,739 as my attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, to amend the specification, to appeal in case of rejection, as they may deem advisable, to receive the patent when granted and generally to do all matters and things needful in the premises as fully and to all intents and purposes as I/we could do.

Please direct all correspondence to: ROBERT J. SACCO

**AKERMAN SENTERFITT & EIDSON, P.A.**  
222 Lakeview Avenue, Suite 400  
P. O. Box 3188  
West Palm Beach, Florida 33402-3188  
Telephone: (561) 653-5000

Full name of sole or first inventor Thomas R. Schmutz

Inventor's signature Thomas R. Schmutz Date 12/22/00

Residence Indialantic, Florida

Citizenship US

Post Office Address 100 Tradewind Terrace  
Indialantic, Florida

Full name of second joint inventor, if any John R. Noll

Second Inventor's signature John R. Noll Date 12/29/00

Residence Palm Bay, Florida

Citizenship US

Post Office Address 475 Hurst Road, NE  
Palm Bay, Florida 32907